

STATE OF SOUTH CAROLINA

(Caption of Case)

Joint Application of Broadview Networks, Inc. and
ATX Licensing, Inc. for Authority to Transfer
Customer Base

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET
NUMBER: 2008 - - C

(Please type or print)

Submitted by: John J. Pringle, Jr.

Address: Ellis, Lawhorne & Sims, PA

PO Box 2285

Columbia SC 29202

SC Bar Number: 11208

Telephone: 803-343-1270

Fax: 803-799-8479

Other:

Email: jpringle@ellislawhorne.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition

☒ Request for item to be placed on Commission's Agenda
expeditiously

☐ Other:

INDUSTRY (Check one)

- ☐ Electric
☐ Electric/Gas
☐ Electric/Telecommunications
☐ Electric/Water
☐ Electric/Water/Telecom.
☐ Electric/Water/Sewer
☐ Gas
☐ Railroad
☐ Sewer
☒ Telecommunications
☐ Transportation
☐ Water
☐ Water/Sewer
☐ Administrative Matter
☐ Other:

NATURE OF ACTION (Check all that apply)

- | | | |
|----------------------------------------------------|------------------------------------------------------------|----------------------------------------------------|
| <input type="checkbox"/> Affidavit | <input type="checkbox"/> Letter | <input type="checkbox"/> Request |
| <input type="checkbox"/> Agreement | <input type="checkbox"/> Memorandum | <input type="checkbox"/> Request for Certification |
| <input type="checkbox"/> Answer | <input type="checkbox"/> Motion | <input type="checkbox"/> Request for Investigation |
| <input type="checkbox"/> Appellate Review | <input type="checkbox"/> Objection | <input type="checkbox"/> Resale Agreement |
| <input checked="" type="checkbox"/> Application | <input type="checkbox"/> Petition | <input type="checkbox"/> Resale Amendment |
| <input type="checkbox"/> Brief | <input type="checkbox"/> Petition for Reconsideration | <input type="checkbox"/> Reservation Letter |
| <input type="checkbox"/> Certificate | <input type="checkbox"/> Petition for Rulemaking | <input type="checkbox"/> Response |
| <input type="checkbox"/> Comments | <input type="checkbox"/> Petition for Rule to Show Cause | <input type="checkbox"/> Response to Discovery |
| <input type="checkbox"/> Complaint | <input type="checkbox"/> Petition to Intervene | <input type="checkbox"/> Return to Petition |
| <input type="checkbox"/> Consent Order | <input type="checkbox"/> Petition to Intervene Out of Time | <input type="checkbox"/> Stipulation |
| <input type="checkbox"/> Discovery | <input type="checkbox"/> Prefiled Testimony | <input type="checkbox"/> Subpoena |
| <input type="checkbox"/> Exhibit | <input type="checkbox"/> Promotion | <input type="checkbox"/> Tariff |
| <input type="checkbox"/> Expedited Consideration | <input type="checkbox"/> Proposed Order | <input type="checkbox"/> Other: |
| <input type="checkbox"/> Interconnection Agreement | <input type="checkbox"/> Protest | |
| <input type="checkbox"/> Interconnection Amendment | <input type="checkbox"/> Publisher's Affidavit | |
| <input type="checkbox"/> Late-Filed Exhibit | <input type="checkbox"/> Report | |

Print Form

Reset Form

ELLIS:LAWHORNE

John J. Pringle, Jr.
Direct dial: 803/343-1270
jpringle@ellislawhorne.com

July 7, 2008

FILED ELECTRONICALLY

The Honorable Charles L.A. Terreni
Chief Clerk
South Carolina Public Service Commission
Post Office Drawer 11649
Columbia, South Carolina 29211

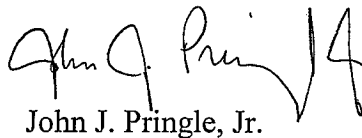
RE: Joint Application of Broadview Networks, Inc. and ATX Licensing, Inc.
for Authority to Transfer Customer Base
Docket No. 2008-____-C, Our File No. 582-11597

Dear Mr. Terreni:

Enclosed is the **Joint Application** of Broadview Networks, Inc. and ATX Licensing, Inc. for filing in the above-referenced matter.

If you have any questions or need additional information, please do not hesitate to contact me.

Very truly yours,



John J. Pringle, Jr.

JJP/cr

cc: Office of Regulatory Staff Legal Department (via electronic mail service)
Mr. Charles Hunter (via electronic mail service)
Catherine M. Hannon, Esquire (via electronic mail service)

Enclosure

**Before the
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA**

DOCKET NO. 2008-____-C

Joint Application of)
)
Broadview Networks, Inc.)
)
And)
)
ATX Licensing, Inc.)
)

JOINT APPLICATION

Broadview Networks, Inc. (“Broadview”) and ATX Licensing, Inc. (“ATX”), (collectively, the “Parties”),¹ by its attorneys and pursuant to SC Code Ann. §§ 58-9-300 and 58-9-310, hereby respectfully request authority to migrate a substantial portion of the customers of ATX to Broadview. ATX will retain its authorization to provide telecommunications services in South Carolina in order to provide service to those customers not migrated to Broadview.

Because the customer migration will follow closely upon the receipt of the required regulatory approvals, the Parties respectfully request that the Commission grant this Application on an expedited basis. Furthermore, the Parties respectfully request, to the extent required, that the Commission grant a waiver of any applicable anti-slamming regulations.

In order to better and more efficiently serve customers of the various carriers within the Broadview corporate family, a substantial portion of the customers of ATX are to be consolidated into the Broadview customer base. Following the migration, the former ATX customers will be provided with the same services, at the same rates and on the same terms and

¹ Each of Broadview and ATX are wholly-owned, directly or indirectly, by Broadview Networks Holdings, Inc.

conditions that they received prior thereto.² Customers will be provided advance written notice of the migration and afforded an opportunity to opt out of the transfer. The internal transfer of accounts will be transparent to the customer; the only change noticeable to customers will be the name of the carrier on their monthly bill, which will change to Broadview. Certainly no customer will experience disruption of service as a result of this customer base consolidation. Indeed, Broadview believes that it will be better able to serve its customers and those of ATX on a consolidated basis.

Additional information concerning the proposed customer migration is set forth below.

I. DESCRIPTION OF THE PARTIES

Broadview is a New York corporation with headquarters located at 800 Westchester Avenue, Suite N-501, Rye Brook, New York 10573. Broadview is a wholly-owned subsidiary of Broadview Networks Holdings, Inc. In South Carolina, Broadview is authorized to provide interexchange services pursuant to Commission Docket No. 2007-413-C, Order No. 2008-439 (June 17, 2008). Further information regarding Broadview has been previously submitted to the Commission, is therefore a matter of public record, and is incorporated herein by reference.

ATX is a Delaware corporation with headquarters located at 800 Westchester Avenue, Rye Brook, New York, 10573. ATX is an indirect wholly-owned subsidiary of Broadview Networks Holdings, Inc. In South Carolina, ATX is authorized to provide local exchange and interexchange services pursuant to Commission Docket No. 2005-23-C, Order No. 2005-480 (September 9, 2005). Further information regarding ATX has been previously submitted to the Commission, is therefore a matter of public record, and is incorporated herein by reference.

² Associated with this application is Broadview's supplement to its tariff for the purpose of preserving the current service rates that customers of ATX now have in place.

II. CONTACTS

Questions or any correspondence, orders, or other materials should be directed to:

Charles C. Hunter
Executive Vice President, Secretary and
General Counsel
Broadview Networks, Inc.
800 Westchester Avenue, Suite N-501
Rye Brook, NY 10573
Telephone: (914) 922-7589
Facsimile: (347) 287-0223
E-mail: chunter@broadviewnet.com

With copies to:

Catherine M. Hannan, Esq.
Helein & Marashlian, LLC
The *CommLaw* Group
1483 Chain Bridge Road, Suite 301
McLean, VA 22101
Telephone: (703) 714-1327
Facsimile: (703) 714-1330
E-mail: cmh@commllawgroup.com

John J. Pringle, Jr.
Ellis, Lawhorne & Sims, P.A.
1501 Main Street, 5th Floor
P.O. Box 2285
Columbia, SC 29202
Telephone: (803) 343-1270
Facsimile: (803) 799-8479
E-mail: jpringle@ellislawhorne.com

III. PURPOSE OF THE PROPOSED TRANSFER

In order to better and more efficiently serve customers of the various carriers within the Broadview corporate family, ATX will consolidate substantial portions of its customer bases into the Broadview customer base following the receipt of any required regulatory approvals. As noted above, following this consolidation, Broadview will continue to provide services to these migrated customers under the same rates, terms and conditions currently provided by ATX. The migration of customers between operating affiliates will not cause any service disruptions; thus, the planned transfer will be entirely transparent to customers.

As required by the Federal Communications Commission, the customers of ATX will be provided of at least thirty (30) days' prior written notice of the planned customer migration. A copy of the notice is attached as Exhibit 1.

Also attached, as Exhibit 2, are supplemental pages to Broadview's interexchange carrier tariff pursuant to which Broadview "grandfathers" into its present service offering the rates at which the customers of ATX presently obtain service. The Parties respectfully request that these tariff revisions be permitted to take effect on an expedited basis in order to accommodate a proposed customer base consolidation date of on or about September 1, 2008.

IV. PUBLIC INTEREST CONSIDERATIONS

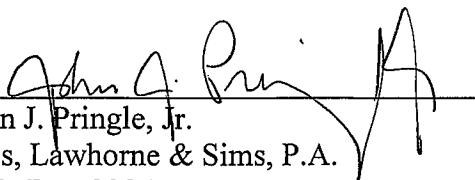
The consolidation of substantial portions of the ATX customer base into the Broadview customer base will enable Broadview to increase its efficiency and lower its costs of operation. These operating efficiencies will allow Broadview to better serve its customers, as well as the former customers of its operating company affiliates, and future customers.

V. CONCLUSION

For the foregoing reasons, the Parties respectfully submit that the public interest, convenience and necessity would be furthered by a grant of this Joint Application on an expedited basis.

Respectfully submitted this 7th day of July, 2008.

Respectfully submitted,

By: 
John J. Pringle, Jr.
Ellis, Lawhorne & Sims, P.A.
P. O. Box 2285
Columbia, SC 29202
Telephone: (803) 343-1270

and

Catherine M. Hannan
Helein & Marashlian, LLC
The *Comm*Law Group
1483 Chain Bridge Road
Suite 301
McLean, VA 22101
Telephone: (703) 714-1326

COUNSEL FOR
BROADVIEW NETWORKS, INC.
And ATX LICENSING, INC.

EXHIBIT 1

COPY OF CUSTOMER NOTIFICATION

Date: _____

To Our Valued Customers:

As you are aware, ATX Communications became part of the Broadview Networks corporate family more than a year ago. Over the past year, we have been working diligently to integrate the ATX and Broadview operating systems to provide you the best communications services possible. Having successfully completed this integration, we have recently requested regulatory approval to transfer your account and services from the former ATX Communications entity to the new combined ATX/Broadview entity. As a result, on or after September 1, 2008, Broadview Networks will become your new telecommunications provider. The actual date of the transfer will depend upon when the necessary state and federal regulatory approvals are received.

This transfer will not affect your current service. Your telephone numbers will all remain the same and you will continue to enjoy all of the features, terms and conditions of service, including the current pricing, that you enjoy today. No carrier change charges will be applied in connection with your transfer to the new combined entity. **NO ACTION ON YOUR PART IS REQUIRED.**

As the new Broadview Networks, we look forward to being able to serve you with even more capabilities than before, while ensuring the same high levels of insight, attention and care that you have come to expect from ATX. In fact, we are confident that the combination of ATX and Broadview creates an even more competitive, responsive partner for your business. Of course, you always have the option of selecting another carrier (subject to any termination restrictions in your current contract), but there is no need to take any action to maintain your service with Broadview Networks.

We thank you for your loyalty and we appreciate the continued opportunity to provide you with the highest value in competitive telecommunications and network services.

Please note the following:

- If you opt to move your services to another provider prior to the end of the term of your existing contract with ATX/Broadview, you may be responsible for early termination penalties.
- If you have placed a “freeze” on your ATX local or long distance service(s), it will be lifted to implement the transfer of your account and services to Broadview Networks. At your request, we can re-establish freeze protection for you after the transfer is complete.
- For all questions, billing requests, repairs or service needs, please call 800-220-4900 to reach a service professional. Please use this number for any issues you may have experienced prior to or during the transfer of your account.
- Notice of any future changes in rates or terms and conditions of service will be promptly provided to you as required by law.

EXHIBIT 2

**BROADVIEW NETWORKS, INC. PROPOSED
TARIFF REVISIONS TO GRANDFATHER ATX SERVICE RATES**

CHECK SHEET

Pages of this tariff, as indicated below, are effective as of the date shown at the bottom of the respective pages. Original and revised pages, as named below, comprise all changes from the original tariff and are currently in effect as of the date on the bottom of this page.

PAGE NO.	REVISION	PAGE NO.	REVISION
1	Original		
2	First Revised*		
3	First Revised*		
4	Original		
5	Original		
6	Original		
7	Original		
8	Original		
9	Original		
10	Original		
11	Original		
12	Original		
13	Original		
14	Original		
15	Original		
16	Original		
17	Original		
18	Original*		
19	Original*		
20	Original*		
21	Original*		
22	Original*		

* - Indicates those pages included with this filing

Issued:

Effective:

Charles C. Hunter, Executive Vice President & General Counsel
800 Westchester Avenue, Suite N-501
Rye Brook, NY 10573

TABLE OF CONTENTS

Check Sheet.....	2	
Table of Contents	3	
Symbols	4	
SECTION 1 - Definitions	5	
SECTION 2 - Rules and Regulations	6	
SECTION 3 - Description of Service and Rates	12	
SECTION 4 - Miscellaneous Services	14	
SECTION 5 - Promotions	16	
SECTION 6 - Contract Services.....	17	
SECTION 7 – “Grandfathered” Services Applicable only to Former Customers Of ATX Licensing, Inc.....	18	(N) (N)

Issued:

Effective:

Charles C. Hunter, Executive Vice President & General Counsel
800 Westchester Avenue, Suite N-501
Rye Brook, NY 10573

**SECTION 7 – “GRANDFATHERED” SERVICES APPLICABLE
ONLY TO FORMER CUSTOMERS OF ATX LICENSING, INC.**

ALL MATERIAL ON THIS PAGE IS NEW

On September 1, 2008, customers of ATX Telecommunications Services, Inc. were consolidated into the existing customer base of Broadview Networks, Inc.

The material set forth in this Section 7 is relocated from identified pages of
ATX Licensing, Inc. SC P.S.C. Tariff No. 1,
which sets forth the regulations, descriptions and rates applicable to
Interexchange telecommunications services provided by ATX Licensing, Inc.
Within the State of South Carolina

It is incorporated herein for the benefit of those customers of Broadview Networks, Inc. which were customers of ATX Licensing, Inc., immediately prior to the customer base consolidation and are available only to such customers. These services will be available to each former ATX customer from September 1, 2008, through the date on which services offered pursuant to this Section 7 are terminated, voluntarily or involuntarily, to such customer. In the event a former ATX customer's service under this Section 7 is terminated, service may be available to such customer only pursuant to other sections of this tariff.

Issued:

Effective:

Charles C. Hunter, Executive Vice President & General Counsel
800 Westchester Avenue, Suite N-501
Rye Brook, NY 10573

**SECTION 7 – “GRANDFATHERED” SERVICES APPLICABLE
ONLY TO FORMER CUSTOMERS OF ATX LICENSING, INC.**

**ALL MATERIAL ON THIS PAGE IS NEW:
RELOCATED FROM ATX Licensing, Inc.
SC P.S.C. Tariff No. 1, p. 28**

4.2 Usage Charges: Inbound/Outbound Domestic WATS – Dedicated (Business)

Uniform Rate Period: All calls, placed at any time, will be billed at the following uniform rate:

<u>Term</u>	<u>Rate</u>
1 Year	\$0.0690
2 Year	\$0.0625
3 Year	\$0.0590

- 30 second minimum/6 second increment billing
- Minimum 1 year term plan.
- Each toll free number will be billed \$4.00 per month.

4.3 Usage Charges: Inbound/Outbound Domestic WATS – Switched (Business)

<u>Term</u>	<u>Rate</u>
1 Year	\$0.0690
2 Year	\$0.0625
3 Year	\$0.0590

- 30 second minimum/6 second increment billing
- Minimum 1 year term plan.
- Each toll free number will be billed \$4.00 per month.

Issued:

Effective:

Charles C. Hunter, Executive Vice President & General Counsel
800 Westchester Avenue, Suite N-501
Rye Brook, NY 10573

**SECTION 7 – “GRANDFATHERED” SERVICES APPLICABLE
ONLY TO FORMER CUSTOMERS OF ATX LICENSING, INC.**

**ALL MATERIAL ON THIS PAGE IS NEW:
RELOCATED FROM ATX Licensing, Inc.
SC P.S.C. Tariff No. 1, p. 29**

4.4 Usage Charges: Domestic Corporate Travel Service

Standard Rate: \$0.2678 per minute

- Full Minute Billing

4.5 Usage Charges: Directory Assistance

Local Directory Assistance – per local call: Provides access to local number directory by dialing 555-1212.

National Directory Assistance – per local call: Provides directory access for numbers outside customer’s service area by dialing 411.

National Directory Assistance – per LD/8XX call: Provides access to local number directory by dialing 1-NPA-555-1212, with “NPA” being the area code of the area for which the Customer would like to find a number.

Uniform Rate Period: All IntraLATA, Intrastate Directory Assistance calls, placed at any time, will be billed at the following uniform rate:

<u>Rate Element</u>	<u>Cost per Call</u>
Local Directory Assistance – per local call	\$0.57
National Directory Assistance – per local call	\$0.95
National Directory Assistance – per LD/8XX call	\$1.48

Issued:

Effective:

Charles C. Hunter, Executive Vice President & General Counsel
800 Westchester Avenue, Suite N-501
Rye Brook, NY 10573

**SECTION 7 – “GRANDFATHERED” SERVICES APPLICABLE
ONLY TO FORMER CUSTOMERS OF ATX LICENSING, INC.**

**ALL MATERIAL ON THIS PAGE IS NEW:
RELOCATED FROM ATX Licensing, Inc.
SC P.S.C. Tariff No. 1, p. 30**

4.6 Account Codes

- Verifiable Account Codes
 - Lines with Verifiable Account Codes assigned will require the user to enter the correct code before making a long distance call.
 - Codes are available for both Dedicated and Switched Long Distance business customers.
 - They are available in lengths of 2-12 digits on-switch, and 2-5 digits off-network.
 - A customer will be charged a \$5.00 fee per account/per month and a one-time installation fee of \$15.00.
- Non-Verifiable Account Codes
 - Lines with Non-Verifiable Account Codes assigned will require the user to enter a tracking code for reporting purposes.
 - Codes are available for both Dedicated and Switched Long Distance business customers.
 - They are available in lengths of 2-12 digits on-switch, and 2-5 digits off-network.
 - A customer will be charged a \$5.00 fee per account/per month and a one-time installation fee of \$15.00.

Issued:

Effective:

Charles C. Hunter, Executive Vice President & General Counsel
800 Westchester Avenue, Suite N-501
Rye Brook, NY 10573

**SECTION 7 – “GRANDFATHERED” SERVICES APPLICABLE
ONLY TO FORMER CUSTOMERS OF ATX LICENSING, INC.**

**ALL MATERIAL ON THIS PAGE IS NEW:
RELOCATED FROM ATX Licensing, Inc.
SC P.S.C. Tariff No. 1, p. 31**

5.1 PAYPHONE SURCHARGE

The Payphone Surcharge shall apply to each coinless call placed by a Customer that is identified by the Company as placed from a domestic payphone by the Customer or its permitted users. This charge is for the use of the payphone instrument to access the Company's services.

Additionally, a per call surcharge shall apply to all calls to the Customer's 800/877/888 number that originates from a payphone.

Payphone Use Charge: \$0.50 per call

Issued:

Effective:

Charles C. Hunter, Executive Vice President & General Counsel
800 Westchester Avenue, Suite N-501
Rye Brook, NY 10573

EXHIBIT 3

NOTICE OF FILING

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

DOCKETING DEPARTMENT

NOTICE OF FILING

DOCKET NO. 2008-____C

Broadview Networks, Inc. ("Broadview") and ATX Licensing, Inc. ("ATX") (together the "Applicants") have filed with the Public Service Commission of South Carolina ("Commission") an Application for authority to transfer a substantial portion of the customers of ATX to Broadview. The Application was filed pursuant to S.C. Code Ann. §58-9-300 and §58-9-310. ATX will retain its authorization to provide telecommunications services in South Carolina in order to provide service to those customers not migrated to Broadview. The Application reveals that following the migration, the former ATX customers will be provided with the same services, at the same rates and on the same terms and conditions that they received prior thereto. Customers will be provided advance written notice of the migration and afforded an opportunity to opt out of the transfer. No customer will experience disruption of service as a result of this consolidation. The only noticeable change to customers will be the name of the carrier on their monthly bill.

A copy of the Application is on file in the offices of the Commission, 101 Executive Center Drive, Columbia, South Carolina 29210, the Commission's website at www.psc.sc.gov, and is available from John J. Pringle, Jr., Esquire, Ellis, Lawhorne & Sims, P.A., Post Office Box 2285, Columbia, South Carolina 29202.

A public hearing, if scheduled, will be held in Columbia, South Carolina in the offices of the Commission at the above address, for the purpose of receiving testimony and other evidence from all interested parties regarding this Application. The time and date of this hearing will be furnished to all interested parties at a later date.

Any person who wishes to participate in this matter, as a party of record with the right of cross-examination should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before _____, 2008, and indicate the amount of time required for his presentation. Please include an email address for receipt of future Commission correspondence in the Petition to Intervene. *Please refer to Docket No. 2008-____-C.*

Any person who wishes to testify and present evidence at the hearing, should notify the Docketing Department, in writing, at the address below, the Office of Regulatory Staff at Post Office Box 11263, Columbia, South Carolina 29211, and John J. Pringle, Jr., Esquire, at the above address, on or before _____, 2008, and indicate the amount of time required for his presentation. *Please refer to Docket No. 2008-____-C.*

Any person who wishes to be notified of any change in the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Docketing Department, in writing, at the address below on or before _____ 2008. *Please refer to Docket No. 2008-____-C.*

PLEASE TAKE NOTICE: Any person who wishes to have his or her comments considered as part of the official record of this proceeding **MUST** present such comments, in person, to the Commission during the hearing.

Persons seeking information about the Commission's Procedures should contact the Commission at (803) 896-5100.

Public Service Commission of South Carolina
Attn: Docketing Department
Post Office Drawer 11649
Columbia, South Carolina 29211


JUL-__-08

VERIFICATIONS

VERIFICATION

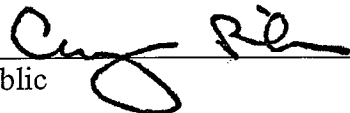
State of New York)
)
County of Westchester) ss.

I, Charles C. Hunter, being duly sworn according to law, depose and say that I am Executive Vice President and General Counsel of Broadview Networks Holdings, Inc., and its operating subsidiary, ATX Licensing, Inc. ("ATX"); that I am authorized to and do make this Verification for it; that the facts set forth in the above Application are true and correct to the best of my knowledge, information and belief, and that I expect ATX to be able to prove the same at any hearing hereof; and that ATX understands that, if the contents of the Application are found to be false or to contain misrepresentations, any authority granted may be suspended or revoked. I further depose and say that the authority to submit the Application has been properly granted.



Charles C. Hunter

Subscribed and sworn before me this 23rd day of June, 2008.



Notary Public

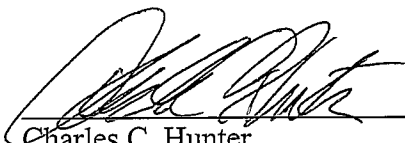
My Commission expires:

COREY RINKER
NOTARY PUBLIC, STATE OF NEW YORK
No. 02R16013491
QUALIFIED IN WESTCHESTER COUNTY
MY COMMISSION EXPIRES 9/21/2012

VERIFICATION

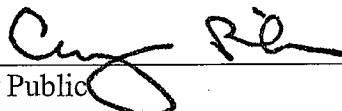
State of New York)
)
County of Westchester) ss.

I, Charles C. Hunter, being duly sworn according to law, depose and say that I am Executive Vice President and General Counsel of Broadview Networks Holdings, Inc., and its operating subsidiary, Broadview Networks, Inc. ("Broadview"); that I am authorized to and do make this Verification for it; that the facts set forth in the above Application are true and correct to the best of my knowledge, information and belief, and that I expect Broadview to be able to prove the same at any hearing hereof; and that Broadview understands that, if the contents of the Application are found to be false or to contain misrepresentations, any authority granted may be suspended or revoked. I further depose and say that the authority to submit the Application has been properly granted.



Charles C. Hunter

Subscribed and sworn before me this 23rd day of June, 2008.



Notary Public

My Commission expires:

COREY RINKER
NOTARY PUBLIC, STATE OF NEW YORK
No. 02RI6013491
QUALIFIED IN WESTCHESTER COUNTY
MY COMMISSION EXPIRES 9/21/2010